JUN 2 1 200 Approved for use through 08/30/2003. OMB 0651-0531
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE are required to respond to collection of information unless it displays a valid OMB control number **Application Number** 10/083,734 TRANSMITTAL Filing Date February 26, 2002 **FORM** First Named Inventor Needham <u>JUN 2 9 2004</u> Art Unit 1615 (to be used for all correspondence after initial filing) **Examiner Name** Kishore, G. TECH CENTER 1 500/2900 Attorney Docket Number 5405-212IPDV Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication • Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a **Proprietary Information** After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please **Terminal Disclaimer Extension of Time Request** Identify below): - Acknowledgement Postcard Request for Refund Express Abandonment Request . CD, Number of CD(s) Information Disclosure Statement \*\* Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Eric A. Meade, Reg. No. 42,876 Individual name Signature Date June 17, 2004 CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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JUN 29 2004

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Attorney Docket No. 5405-212IPDV

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1615

Examiner: Kishore, Gollamudi S.

Applicant: Needham, David

O 1002 72 4

Serial No.: 10/083,734

Filed: February 26, 2002

For: Temperature Sensitive Liposomal Formulation

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## AMENDMENT UNDER 37 CFR. § 1.111

## **Introductory Remarks:**

This Amendment is responsive to the Office Action mailed December 17, 2003 (Paper No. 20041125) (herein referred to as "Office Action"). Applicant respectfully requests entry of this Amendment and reconsideration of the application in view thereof.

It is believed that entry of this Amendment is timely filed on or before June 17, 2004, with a petition for a three-month extension of time. Notwithstanding, should this Paper not be considered timely filed, Applicant hereby requests a retroactive extension of time to file for the number of months required to maintain pendency of the Application.